

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

CIVIL REVISION APPLICATION NO.2198 OF 1995

For Approval & Signature:

Hon'ble MR.JUSTICE S.K.KESHOTE

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1. Whether reporters of local papers may be allowed to see the judgment ?
 2. To be referred to the reporters or not ?
 3. Whether their lordships wish to see the fair copy of the judgment ?
 4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950, or any order made thereunder ?
 5. Whether it is to be circulated to the Civil Judge?

DUBARIA KHIMAJI RANCHHOD
VERSUS
DUBARIA DEVA KHIMA & ORS.

Appearance:

MR NK THAKKAR for Petitioner
MR SM SHAH for Respondent

Coram: MR.JUSTICE S.K. Keshote,J
Date of decision: 9/02/2000

C.A.V. JUDGMENT

#. Heard the learned counsel for the parties.

#. On 7.12.95, this court ordered:

Heard Mr.Thakkar for the petitioner. Perused the report of the Commissioner which indicates that the disputed road is freshly constructed road. Issue notice to the respondents returnable on 15th January 1996. In the meanwhile and until further orders, there will be ad-interim relief in terms of prayer clause 7(B).

#. On 21st March, 1996, the matter was admitted and the interim relief in terms of para 7(B) was ordered to be continued which continues till this date. With consensus of the counsel for the parties this revision application is disposed of in the terms that the interim relief which has been granted by this Court on 7th December 1995 and ordered to be continued on 21st March 1996 shall continue till decision of the suit. The learned trial court is directed to dispose of the suit within a period of nine months from the date of receipt of writ of this order or certified copy thereof, whichever is earlier. If in case the suit is not disposed of within the time stipulated aforesaid, it shall be the duty of the petitioner to bring this fact to the notice of the court and at that stage, the court will consider whether the interim relief ordered to be continued pending the suit, has to be continued further or not. Liberty is also granted to the respondents for revival of this revision application in case of difficulty. The civil revision application and Rule stand disposed of accordingly with no order as to costs.

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[sunil]